

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

vs.

CITY OF ROCHESTER, NEW YORK,
ROSILAND BROOKS-HARRIS, CAPITAL
MARKETS ADVISORS, LLC, RICHARD
GANCI, AND RICHARD TORTORA,

Defendants.

22-CV-6273-EAW

NOTICE OF MOTION

Please take notice that, upon their supporting Memorandum of Law, defendants Capital Markets Advisors, LLC (“CMA”) and Richard Ganci (“Ganci”), by and through their attorneys, will move this Court, at a date and time to be set by the Court, for an order entering judgment in their favor on the pleadings, pursuant to Rule 12(c) of the Federal Rules of Civil Procedure, concerning the First, Second, Third, Fifth and Twelfth Claims for Relief (concerning sales of securities by defendant City of Rochester). CMA and Ganci intend to file and serve reply papers.

Dated: New York, New York
May 4, 2023

SHER TREMONTE LLP

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LLC, Richard Ganci, and Richard Tortora*